

SB3230



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3230

Introduced 2/11/2020, by Sen. Dale Fowler

SYNOPSIS AS INTRODUCED:

520 ILCS 5/3.1

from Ch. 61, par. 3.1

Amends the Wildlife Code. Provides that owners of land and their children, parents, brothers, and sisters shall have the right to hunt upon their lands without procuring a State Habitat Stamp, but the hunting shall be done only during periods of time and with devices and by methods as are permitted by the Code. Effective immediately.

LRB101 18132 CMG 67572 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning wildlife.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Wildlife Code is amended by changing Section
5 3.1 as follows:

6 (520 ILCS 5/3.1) (from Ch. 61, par. 3.1)

7 Sec. 3.1. License and stamps required.

8 (a) Before any person shall take or attempt to take any of
9 the species protected by Section 2.2 for which an open season
10 is established under this Act, he shall first have procured and
11 possess a valid hunting license, except as provided in Section
12 3.1-5 of this Code.

13 Before any person 18 years of age or older shall take or
14 attempt to take any bird of the species defined as migratory
15 waterfowl by Section 2.2, including coots, he shall first have
16 procured a State Migratory Waterfowl Stamp.

17 Before any person 18 years of age or older takes, attempts
18 to take, or pursues any species of wildlife protected by this
19 Code, except migratory waterfowl, coots, and hand-reared birds
20 on licensed game breeding and hunting preserve areas and state
21 controlled pheasant hunting areas, he or she shall first obtain
22 a State Habitat Stamp. Veterans with disabilities and former
23 prisoners of war shall not be required to obtain State Habitat

1 Stamps. Any person who obtained a lifetime license before
2 January 1, 1993, shall not be required to obtain State Habitat
3 Stamps. Income from the sale of State Furbearer Stamps and
4 State Pheasant Stamps received after the effective date of this
5 amendatory Act of 1992 shall be deposited into the State
6 Furbearer Fund and State Pheasant Fund, respectively.

7 Before any person 18 years of age or older shall take,
8 attempt to take, or sell the green hide of any mammal of the
9 species defined as fur-bearing mammals by Section 2.2 for which
10 an open season is established under this Act, he shall first
11 have procured a State Habitat Stamp.

12 (b) Before any person who is a non-resident of the State of
13 Illinois shall take or attempt to take any of the species
14 protected by Section 2.2 for which an open season is
15 established under this Act, he shall, unless specifically
16 exempted by law, first procure a non-resident license as
17 provided by this Act for the taking of any wild game.

18 Before a nonresident shall take or attempt to take
19 white-tailed deer, he shall first have procured a Deer Hunting
20 Permit as defined in Section 2.26 of this Code.

21 Before a nonresident shall take or attempt to take wild
22 turkeys, he shall have procured a Wild Turkey Hunting Permit as
23 defined in Section 2.11 of this Code.

24 (c) The owners residing on, or bona fide tenants of, farm
25 lands and their children, parents, brothers, and sisters
26 actually permanently residing on their lands shall have the

1 right to hunt any of the species protected by Section 2.2 upon
2 their lands and waters without procuring hunting licenses; but
3 the hunting shall be done only during periods of time and with
4 devices and by methods as are permitted by this Act. Any person
5 on active duty with the Armed Forces of the United States who
6 is now and who was at the time of entering the Armed Forces a
7 resident of Illinois and who entered the Armed Forces from this
8 State, and who is presently on ordinary or emergency leave from
9 the Armed Forces, and any resident of Illinois who has a
10 disability may hunt any of the species protected by Section 2.2
11 without procuring a hunting license, but the hunting shall be
12 done only during such periods of time and with devices and by
13 methods as are permitted by this Act. For the purpose of this
14 Section a person is a person with a disability when that person
15 has a Type 1 or Type 4, Class 2 disability as defined in
16 Section 4A of the Illinois Identification Card Act. For
17 purposes of this Section, an Illinois Person with a Disability
18 Identification Card issued pursuant to the Illinois
19 Identification Card Act indicating that the person named has a
20 Type 1 or Type 4, Class 2 disability shall be adequate
21 documentation of the disability.

22 Owners of land and their children, parents, brothers, and
23 sisters shall have the right to hunt upon their lands without
24 procuring a State Habitat Stamp, but the hunting shall be done
25 only during periods of time and with devices and by methods as
26 are permitted by this Act.

1 (d) A courtesy non-resident license, permit, or stamp for
2 taking game may be issued at the discretion of the Director,
3 without fee, to any person officially employed in the game and
4 fish or conservation department of another state or of the
5 United States who is within the State to assist or consult or
6 cooperate with the Director; or to the officials of other
7 states, the United States, foreign countries, or officers or
8 representatives of conservation organizations or publications
9 while in the State as guests of the Governor or Director. The
10 Director may provide to nonresident participants and official
11 gunners at field trials an exemption from licensure while
12 participating in a field trial.

13 (e) State Migratory Waterfowl Stamps shall be required for
14 those persons qualifying under subsections (c) and (d) who
15 intend to hunt migratory waterfowl, including coots, to the
16 extent that hunting licenses of the various types are
17 authorized and required by this Section for those persons.

18 (f) Registration in the U.S. Fish and Wildlife Migratory
19 Bird Harvest Information Program shall be required for those
20 persons who are required to have a hunting license before
21 taking or attempting to take any bird of the species defined as
22 migratory game birds by Section 2.2, except that this
23 subsection shall not apply to crows in this State or
24 hand-reared birds on licensed game breeding and hunting
25 preserve areas, for which an open season is established by this
26 Act. Persons registering with the Program must carry proof of

1 registration with them while migratory bird hunting.

2 The Department shall publish suitable prescribed
3 regulations pertaining to registration by the migratory bird
4 hunter in the U.S. Fish and Wildlife Service Migratory Bird
5 Harvest Information Program.

6 (Source: P.A. 99-143, eff. 7-27-15; 100-638, eff. 1-1-19.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.